

Serial No. 09/502,176

Title: *Deglycosylated Kringle 1-3 Region Fragments of Plasminogen and Methods of Use*
Third Amendment and Response to Office Action

Filed: February 10, 2000

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REMARKS

Claims 1-4, 6-12, 15, 16 and 27 are pending in the above-identified patent application. Claim 27 has been allowed. Claim 1 is newly amended. Reexamination and reconsideration of the application are requested in view of these amendments and the following remarks.

Claim Rejections under 35 U.S.C. §112, second paragraph.

The Examiner rejected Claims 1-4, 6-12, 15 and 16 under 35 U.S.C. §112, second paragraph as indefinite on the basis that the term “a protein corresponding to” is unclear. Applicants have amended Claim 1 to replace the term “corresponding to” with the phrase “consisting of”. Claims 2-4, 6-12, 15 and 16 depend from Claim 1 and contain all the limitations thereof. Applicants respectfully submit that the amendments to the claims overcome the rejection. Therefore, withdrawal of the rejection is respectfully requested.

Claim Rejections under 35 U.S.C. §102.

The Examiner rejected Claims 1-4, 6, 8, 9 and 12 under 35 U.S.C. §102(b) as anticipated by *Sim et al.* (*Cancer Research* April 1, 1997, v. 57, pp. 1329-1324) on the basis that *Sim et al.* discloses a recombinant kringle 1-4 fragment of human plasminogen and that the open language “composition comprising...” reads on kringle 1-3.

As stated above, Applicants have amended Claim 1 to replace the term “corresponding to” with the phrase “consisting of”. Claims 2-4, 6, 8, 9, and 12 depend from Claim 1 and contain all the limitations thereof. Applicants respectfully submit that the rejection has been overcome and request its withdrawal.

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Allowed Claims

The Examiner indicated that Claim 27 was allowed.

CONCLUSION

The foregoing is submitted as a full and complete response to the non-final Office Action mailed January 2, 2003. Applicants respectfully submit that the claims are definite and novel over the cited art. Applicants assert that the claims are now in condition for allowance and respectfully request that the application be passed to issuance. If the Examiner believes that any informalities remain in the case which may be corrected by Examiner's amendment, or that there are any other issues which can be resolved by a telephone interview, a telephone call to the undersigned agent at (404) 815-6500 is respectfully solicited.

No additional fees are believed due, however, the Commissioner is hereby authorized to charge any deficiencies which may be required or credit any overpayment to Deposit Account Number 11-0855.

Respectfully submitted,

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